

ZB# 06-49

**New Windsor Group
(Andrew Perkal)**

46-2-49

ZONING BOARD OF APPEALS
TOWN OF NEW WINDSOR
555 UNION AVENUE
NEW WINDSOR, N.Y. 12553

Granted 9-25-06

NEW WINDSOR ZONING BOARD OF APPEALS

SBL: 46-2-49

In the Matter of the Application of

ANDREW PERKAL

MEMORANDUM OF
DECISION GRANTING

SIGN

CASE # (06-49)

WHEREAS, Andrew Perkal represented the , owner(s) of 436 Blooming Grove Tpk., New Windsor, New York, 12553, has made application before the Zoning Board of Appeals for a/an Request for 76 sq. ft. area and 5 ft. height for existing free-standing sign at 436 Blooming Grove Tpk. in and NC Zone (46-2-49)

WHEREAS, a public hearing was held on September 25, 2006 before the Zoning Board of Appeals at the Town Hall, New Windsor, New York; and

WHEREAS, the Applicant appeared on behalf of this Application; and

WHEREAS, there were no spectators appearing at the public hearing; and

WHEREAS, no one spoke in favor of or in opposition to the Application; and

WHEREAS, a decision was made by the Zoning Board of Appeals on the date of the public hearing granting the application; and

WHEREAS, the Zoning Board of Appeals of the Town of New Windsor sets forth the following findings in this matter here memorialized in furtherance of its previously made decision in this matter:

1. The notice of public hearing was duly sent to residents and businesses as prescribed by law and published in The Official Town Newspaper, also as required by law.
2. The Evidence presented by the Applicant showed that:
 - (a) The property is a commercial property located in a mixed neighborhood of commercial and residential properties in an NC zone.
 - (b) The sign has been in existence previously. The applicant seeks to update its appearance but maintain the same size as has already been in existence. The sign will not be relocated. The sign is internally lit with steady, non-flashing lights.

- (c) The sign does not interfere with the safe operation of motor vehicles on the adjacent roadway.
- (d) The sign is not built on top of, nor does it interfere with, any easements, including water, sewer or electric easements.
- (e) In constructing the sign the applicant did not remove any trees or substantial vegetation.
- (f) The sign does not create the ponding or creation of water or divert the flow of water drainage.
- (g) The premises is located on a busy commercial highway.

WHEREAS, The Zoning Board of Appeals of the Town of New Windsor makes the following conclusions of law here memorialized in furtherance of its previously made decision in this matter:

1. The requested variance(s) will not produce an undesirable change in the character of the neighborhood or create a detriment to nearby properties.
2. There is no other feasible method available to the Applicant that can produce the benefits sought.
3. The variance(s) requested is/are substantial in relation to the Town regulations but, nevertheless, are warranted.
4. The requested variance(s) will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood or zoning district.
5. The difficulty the Applicant faces in conforming to the bulk regulations is/are self-created but, nevertheless, should be allowed.
6. The benefit to the Applicant, if the requested variance(s) is/are granted, outweighs the detriment to the health, safety and welfare of the neighborhood or community.
7. The requested variance(s) are/is appropriate and are/is the minimum variance(s) necessary and adequate to allow the Applicant relief from the requirements of the Zoning Local Law and at the same time preserve and protect the character of the neighborhood and the health, safety and welfare of the community.
8. The interests of justice will be served by allowing the granting of the requested area variance(s).

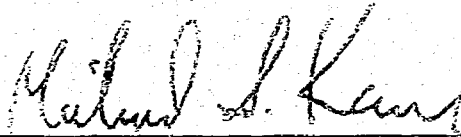
NOW, THEREFORE, BE IT

RESOLVED, that the Zoning Board of Appeals of the Town of New Windsor GRANT a request for a Request for 76 sq. ft. area and 5 ft. height for existing free-standing sign at 436 Blooming Grove Tpk. in and NC Zone (46-2-49) as sought by the Applicant in accordance with plans filed with the Building Inspector and presented at the public hearing.

BE IT FURTHER

RESOLVED, that the Secretary of the Zoning Board of Appeals of the Town of New Windsor transmit a copy of this decision to the Town Clerk, Town Planning Board and/or Building Inspector and Applicant.

Dated: September 25, 2006

A handwritten signature in dark ink, appearing to read "Michael S. Kears", is written over a horizontal line.

Chairman

OFFICE OF THE BUILDING INSPECTOR
TOWN OF NEW WINDSOR
ORANGE COUNTY, NEW YORK

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

DATE: July 25, 2006

APPLICANT: Andrew Perkal
New Windsor Group LLC
4 Municipal Plaza
Spring Vally, NY 10977

COPY

PLEASE TAKE NOTICE THAT YOUR APPLICATION DATE: 07/21/06

FOR : New Windsor Shopping Center LLC

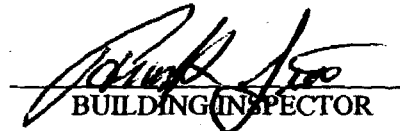
LOCATED AT: 436 Blooming Grove Tpke.

ZONE: NC Sec/ Blk/ Lot: 46-2-49

DESCRIPTION OF EXISTING SITE: 7x10 Freestanding Sign

IS DISAPPROVED ON THE FOLLOWING GROUNDS:

1. 300-45 permitted accessory sign. One (1) free standing sign 64 sq. ft. total all faces and not more than 15' above grade. Existing free standing sign is 140 sq. ft. and 20 ft. high. A variance of 76 sq. ft. and 5ft. of height is required.


BUILDING INSPECTOR

	PERMITTED	PROPOSED OR AVAILABLE:	VARIANCE REQUEST:
ZONE: NC USE:	One (1) free standing sign		
SIGN:			
FREESTANDING:	64 sq. ft.	one(1) 140 sq.ft.	76 sq. ft.
HEIGHT:	15 ft.	20 ft.	5 ft. height
WIDTH:			
WALL SIGNS:			
TOTAL ALL SIGNS:			
FEET FROM ANY LOT LINE:			

cc: Z.B.A., APPLICANT, FILE, W/ATTACHED MAP

PLEASE ALLOW FIVE TO TEN DAYS TO PROCESS
IMPORTANT
YOU MUST CALL FOR ALL REQUIRED INSPECTIONS OF CONSTRUCTION

Other inspections will be made in most cases but those listed below must be made or Certificate of Occupancy may be withheld. Do not mistake an unscheduled inspection for one of those listed below. Unless an inspection report is left on the job indicating approval of one of these inspections it has not been approved and it is improper to continue beyond that point in the work. Any disapproved work must be reinspected after correction.

1. When excavating is complete and footing forms are in place (before pouring.)
2. Foundation inspection. Check here for waterproofing and footing drains.
3. Inspect gravel base under concrete floors and under slab plumbing.
4. When framing, rough plumbing, rough electric and before being covered.
5. Insulation.
6. Final inspection for Certificate of Occupancy. Have on hand electrical inspection data and final certified plot plan. Building is to be completed at this time. Well water test required and engineer's certification letter for septic system required.
7. Driveway inspection must meet approval of Town Highway Superintendent. A driveway bond may be required.
8. \$50.00 charge for any site that calls for the inspection twice.
9. Call 24 hours in advance, with permit number, to schedule inspection.
10. There will be no inspections unless yellow permit card is posted.
11. Sewer permits must be obtained along with building permits for new houses.
12. Septic permit must be submitted with engineer's drawing and perc test.
13. Road opening permits must be obtained from Town Clerk's office.
14. All building permits will need a Certificate of Occupancy or a Certificate of Compliance and here is no fee for this.

JUL 21 2005

FOR OFFICE USE ONLY:
Building Permit #: 6-771

**AFFIDAVIT OF OWNERSHIP AND/OR CONTRACTOR'S COMP & LIABILITY INSURANCE CERTIFICATE IS
REQUIRED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCEPTED AND/OR ISSUED**

PLEASE PRINT CLEARLY - FILL OUT ALL INFORMATION WHICH APPLIES TO YOU

Owner of Premises New Windsor Group LLC Andrew Pichal
Address 4 Municipal Plaza 436 Blooming Grove Pk., New Windsor
Spring Valley, N.Y. 10977 Phone (845) 784-1703
Mailing Address Call (618) 961-6455
Name of Architect Joseph Minuta Fax 206-203-2931
Address 395 Windsor Highway, New Windsor, N.Y. Phone 845 565-0055
12553
Name of Contractor _____
Address _____ Phone _____

State whether applicant is owner, lessee, agent, architect, engineer or builder _____

If applicant is a corporation, signature of duly authorized officer _____

(Name and title of corporate officer)

1. On what street is property located? On the _____ side of _____
(N, S, E or W)
and _____ feet from the intersection of _____
2. Zone or use district in which premises are situated _____ Is property a flood zone? Y _____ N _____
3. Tax Map Description: Section 46 Block 2 Lot 49
4. State existing use and occupancy of premises and intended use and occupancy of proposed construction.
- a. Existing use and occupancy Flt b. Intended use and occupancy _____
5. Nature of work (check if applicable) ☐ New Bldg. ☐ Addition ☐ Alteration ☐ Repair ☐ Removal ☐ Demolition ☐ Other
6. Is this a corner lot? _____
7. Dimensions of entire new construction. Front _____ Rear _____ Depth _____ Height _____ No. of stories _____
8. If dwelling, number of dwelling units: _____ Number of dwelling units on each floor _____
- Number of bedrooms _____ Baths _____ Toilets _____ Heating Plant: Gas _____ Oil _____
Electric/Hot Air _____ Hot Water _____ If Garage, number of cars _____
9. If business, commercial or mixed occupancy, specify nature and extent of each type of use _____
10. Estimated cost _____ Fee _____

PAID

chk # 296
\$50.00

ZONING BOARD

APPLICATION FOR BUILDING PERMIT
TOWN OF NEW BRUNSWICK, ORANGE COUNTY, NEW YORK
Pursuant to New York State Building Code and Town Ordinances

date _____

date

APPLICATION FOR BUILDING PERMIT
TOWN OF NEW WINDSOR, ORANGE COUNTY, NEW YORK
Pursuant to New York State Building Code and Town Ordinances

Building Inspector: Michael L. Babcock
Asst. Inspectors: Frank Liel & Louis Krychear
New Windsor Town Hall
555 Union Avenue
New Windsor, New York 12553
(845) 563-4618
(845) 563-4695 FAX

Bldg Insp Examined _____
Fire Insp Examined _____
Approved _____
Disapproved _____
Permit No. _____

INSTRUCTIONS

- This application must be completely filled in by typewriter or in ink and submitted to the Building Inspector.
- Plot plan showing location of lot and buildings on premises, relationship to adjoining premises or public streets or areas, and giving a detailed description of layout of property must be drawn on the diagram, which is part of this application.
- This application must be accompanied by two complete sets of plans showing proposed construction and two complete sets of specifications. Plans and specifications shall describe the nature of the work to be performed, the materials and equipment to be used and installed and details of structural, mechanical and plumbing installations.
- The work covered by this application may not be commenced before the issuance of a Building Permit.
- Upon approval of this application, the Building Inspector will issue a Building Permit to the applicant together with approved set of plans and specifications. Such permit and approved plans and specifications shall be kept on the premises, available for inspection throughout the progress of the work.
- No building shall be occupied or used in whole or in part for any purpose whatever until a Certificate of Occupancy shall have been granted by the Building Inspector.

APPLICATION IS HEREBY MADE to the Building Inspector for the issuance of a Building Permit pursuant to the New York Building Construction Code Ordinances of the Town of New Windsor for the construction of buildings, additions, or alterations, or for removal or demolition or use of property as herein described. The applicant agrees to comply with all applicable laws, ordinances, regulations and certifies that he is the owner or agent of all that certain lot, place or parcel of land and/or building described in this application and if not the owner, that he has been duly and properly authorized to make this application and to assume responsibility for the owner in connection with this application.

[Signature]
(Signature of Applicant)

65-46 16711 Flushing NY
(Address of Applicant)

[Signature]
(Owner's Signature)

↓ SAME
(Owner's Address)

PLOT PLAN

NOTE:

NOTE:

Locate all buildings and indicate all set back dimensions. Applicant must indicate the building line or lines clearly and distinctly on the drawings.

N

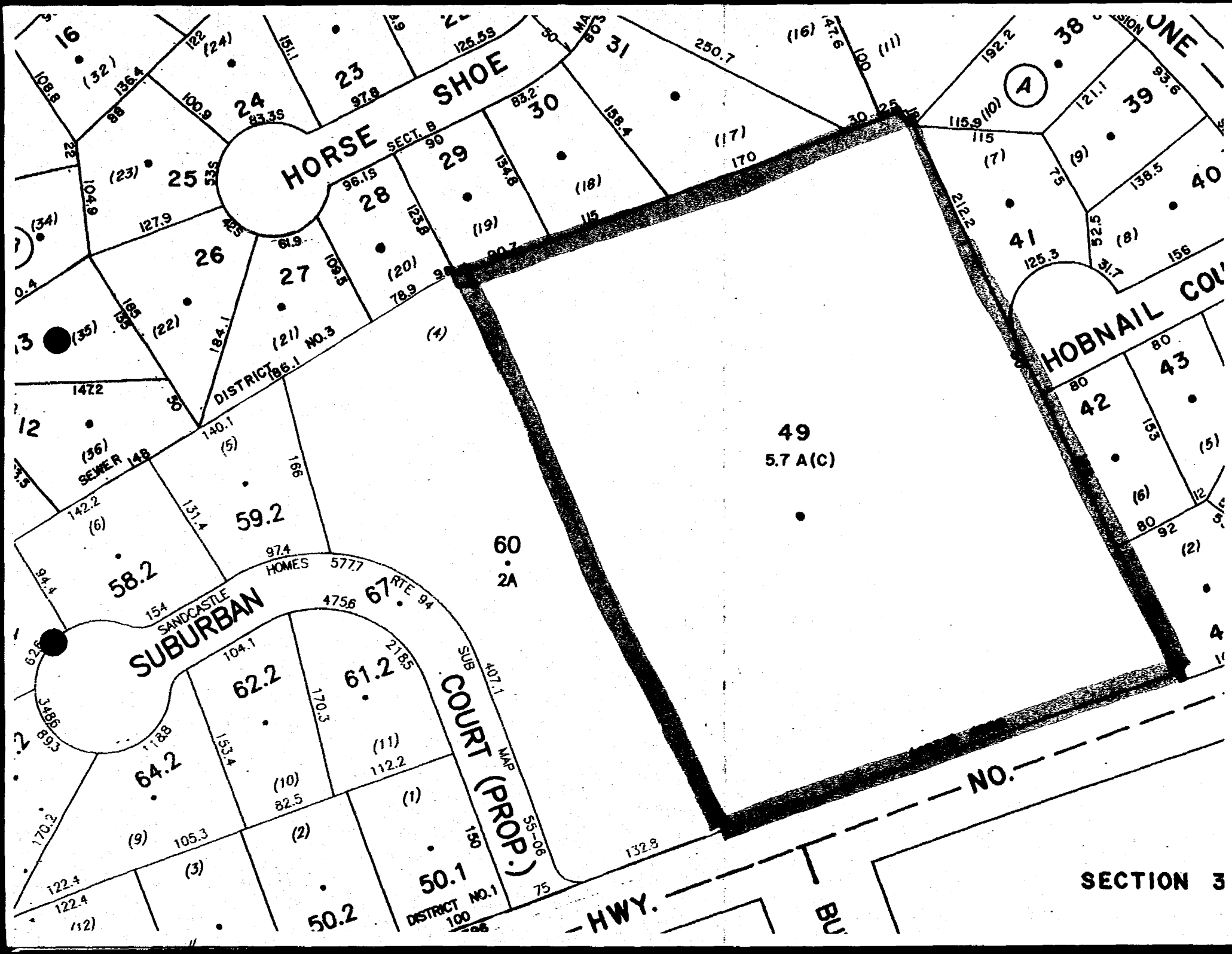
W

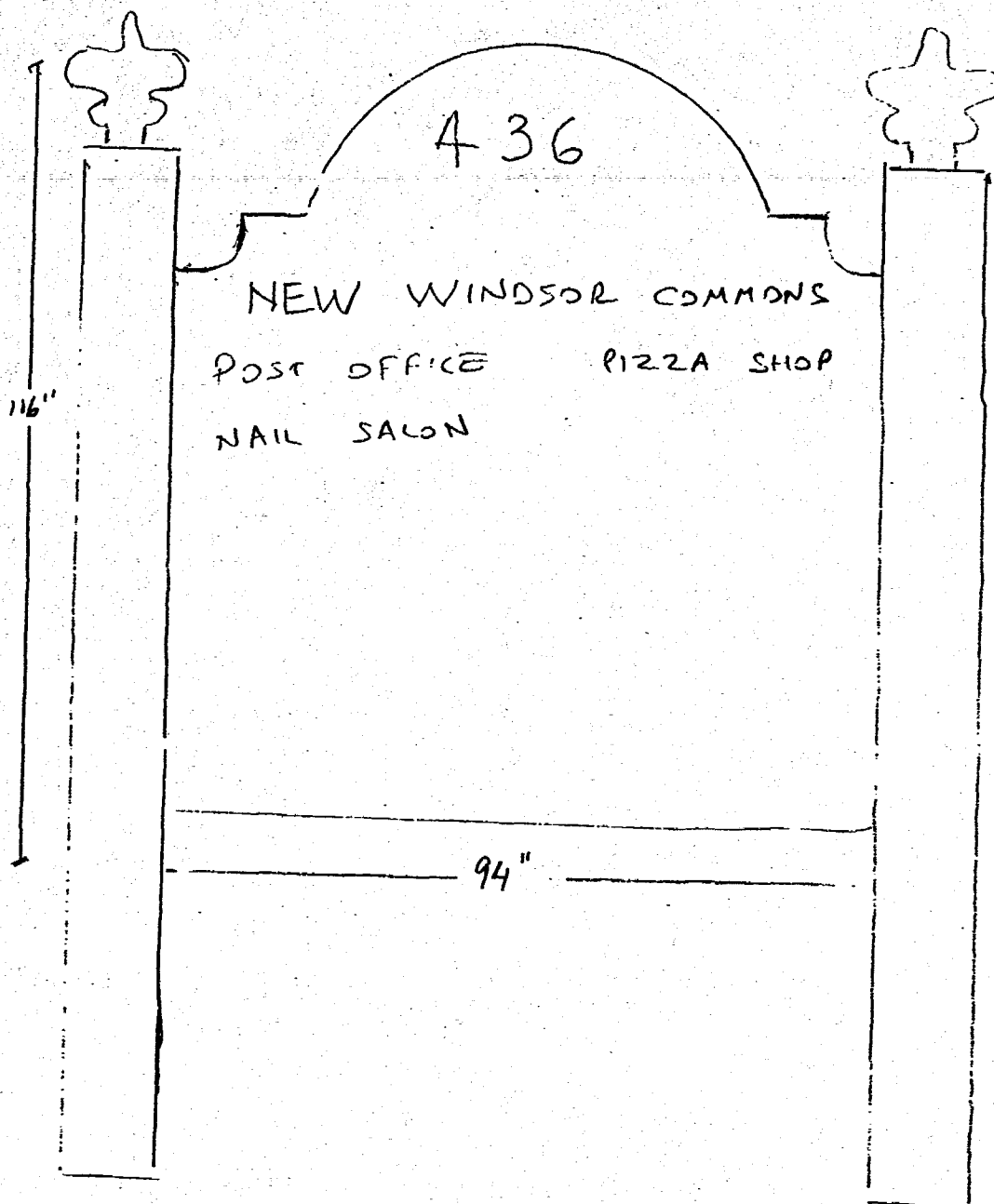
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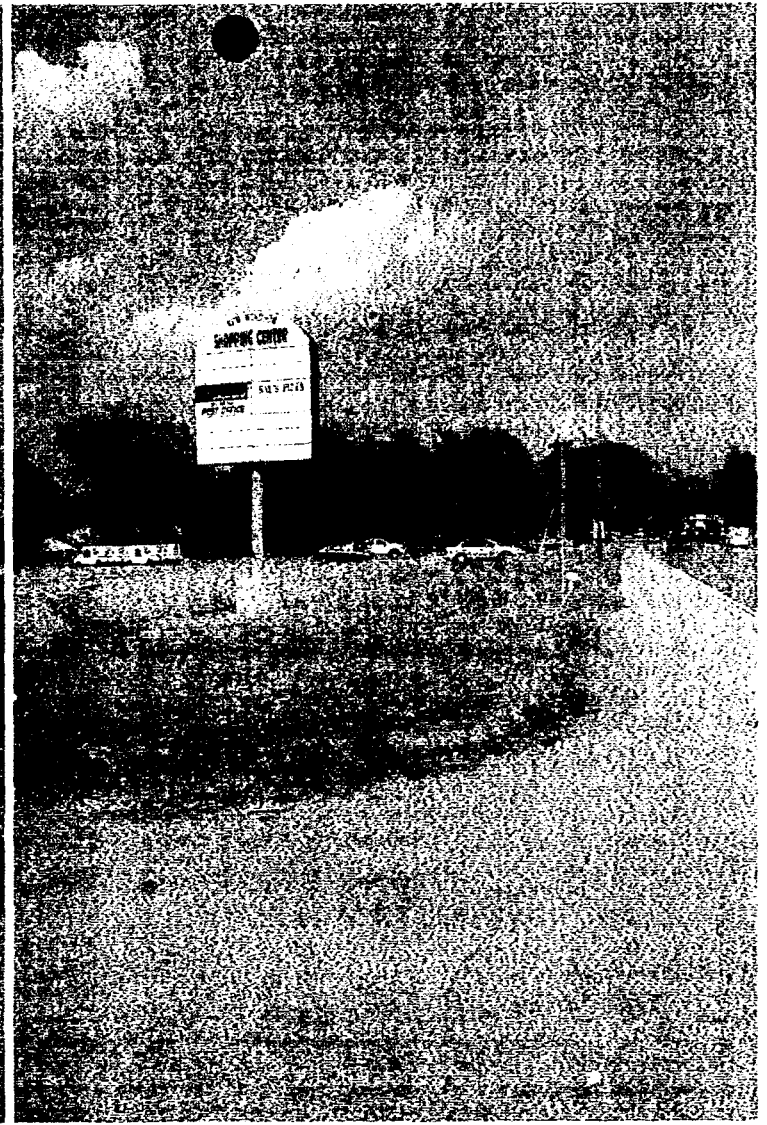
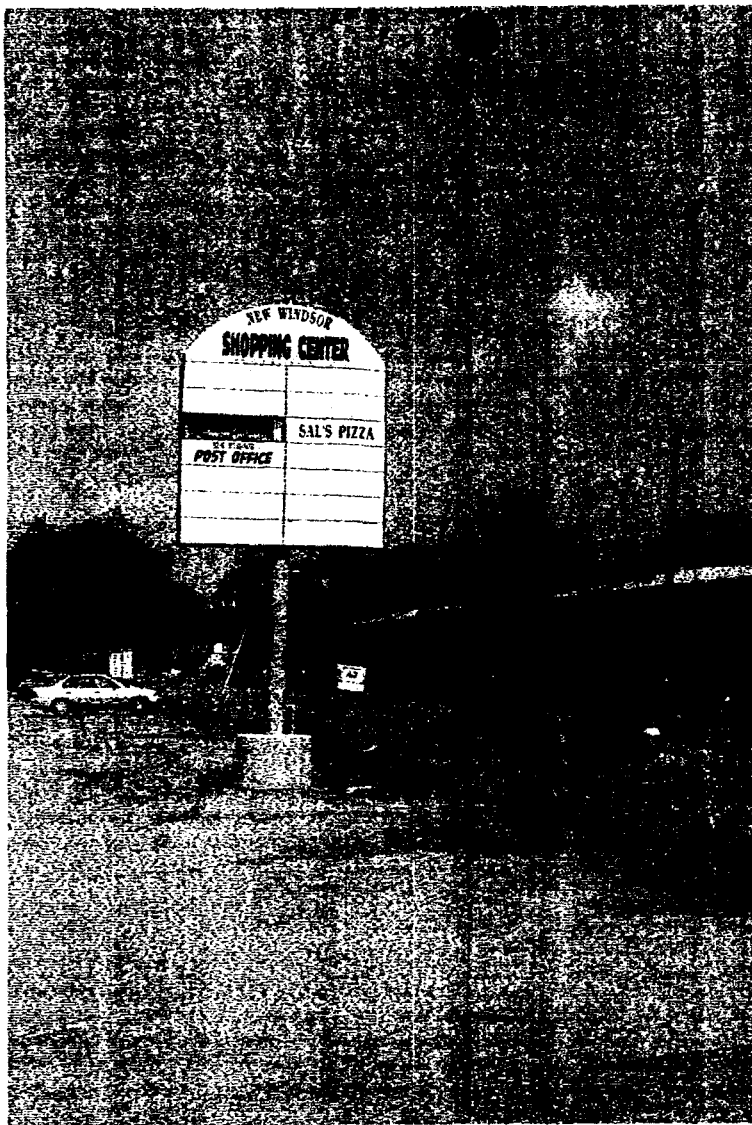
S

PLEASE ALLOW FIVE TO TEN DAYS TO PROCESS
IMPORTANT
YOU MUST CALL FOR ALL REQUIRED INSPECTIONS OF CONSTRUCTION

Other inspections will be made in most cases but those listed below must be made or Certificate of Occupancy may be withheld. The following are the minimum requirements for all buildings.







Town of New Windsor
555 Union Avenue
New Windsor, NY 12553
(845) 563-4611

RECEIPT
#678-2006

08/28/2006

New Windsor Group Llc ZBA #06-17

Received \$ 150.00 for Zoning Board Fees, on 08/28/2006. Thank you for
stopping by the Town Clerk's office.

As always, it is our pleasure to serve you.

Deborah Green
Town Clerk

TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS
RECEIPT OF ESCROW RECEIVED:

DATE RECEIVED: 08-25-2006

FOR: ESCROW 06-49

FROM:

New Windsor Group LLC (Andrew Perkal)
65-46 167th Street
Flushing, NY 11365

CHECK FROM:


NEW WINDSOR GROUP LLC
P.O. BOX 415
TALLMAN, NY 10982

CHECK NUMBER: 319

TELEPHONE: 845-371-2114

AMOUNT: 500.00

RECEIVED AT COMPTROLLER'S OFFICE BY:



NAME

8/28/06

DATE

PLEASE RETURN ONE SIGNED COPY TO MYRA FOR FILING

THANK YOU

**TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS
OFFICE
845-563-4615**

MEMORANDUM

TO: LARRY REIS, COMPTROLLER
FROM: MYRA MASON, SECRETARY TO THE ZONING BOARD
DATE: OCTOBER 24, 2006
SUBJECT: ESCROW REFUND

**PLEASE ISSUE A CHECK IN THE AMOUNT OF \$ 384.28 TO CLOSE OUT
ESCROW FOR:**

ZBA FILE #06-49

NAME & ADDRESS:

**NEW WINDSOR GROUP LLC
P.O. BOX 415
TALLMAN, NY 10982**

THANK YOU,

MYRA

L.R.10-24-06



**TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS
RECORD OF CHARGES & PAYMENTS**



FILE #06-49

TYPE: SIGN TELEPHONE: 718-961-6455

APPLICANT:

New Windsor Group LLC (Andrew Perkal)
65-46 167th Street
Flushing, NY 11365

RESIDENTIAL:	\$ 50.00	CHECK # _____
COMMERCIAL	\$ 150.00	CHECK # <u>318</u>
INTERPRETATION	\$ 150.00	CHECK # _____

ESCROW: COMMERCIAL \$500.00 CHECK # 319



<u>DISBURSEMENTS:</u>	<u>MINUTES</u>	<u>ATTORNEY</u>
	<u>\$7.00 / PAGE</u>	<u>FEE</u>

PRELIMINARY:	<u>3</u>	PAGES	\$ <u>21.00</u>	\$ <u>35.00</u>
2 ND PRELIMINARY:	—	PAGES	\$ _____	\$ _____
PUBLIC HEARING:	<u>2</u>	PAGES	\$ <u>14.00</u>	\$ <u>35.00</u>
PUBLIC HEARING:	—	PAGES	\$ _____	\$ _____

LEGAL AD: Publish Date: 09-15-06 \$ 10.72

TOTAL: \$ 45.72 \$ 70.00



ESCROW POSTED: \$ 500.00
LESS: DISBURSEMENTS: \$ 115.72

AMOUNT DUE: \$ _____

REFUND DUE: \$ 384.28

Cc:

L.R. 10-24-06



THE SENTINEL

P.O. BOX 406
VAILS GATE, NY 12584

Invoice

Date	Invoice #
9/18/2006	8233

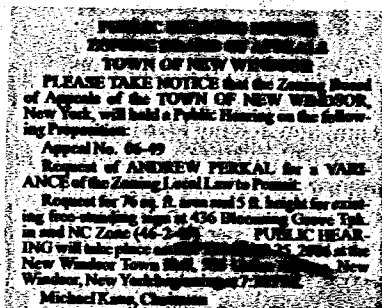
Bill To
TOWN OF NEW WINDSOR 555 UNION AVE NEW WINDSOR, NY 12553

Mull

P.O. No.	Terms	Project
46465	Due on receipt	

Issue Date	Description	PCS Units	Amount
9/15/2006	LEGAL ADS: PUBLIC HEARING ANDREW PERAL 1 AFFIDAVIT	6.72 4.06	6.72 4.06
		RECEIVED OCT 1 2006 TOWN OF NEW WINDSOR CONTROLLER'S OFFICE	
		Total	\$10.72

VISA, MASTERCARD, AMERICAN EXPRESS PAYMENTS ACCEPTED, CALL (845) 368-1234



State of New York
County of Orange, ss:
Patricia Quill being duly
sworn disposes and says that she is The
Supervisor of Legal Dept. of the E.W. Smith
Publishing Company; Inc. Publisher of The
Sentinel, a weekly newspaper published and
of general circulation in the Town of New
Windsor, Town of Newburgh and City of
Newburgh and that the notice of which the
annexed is a true copy was published 1X
in said newspaper, commencing on
the 15 day of Sept A.D., 2006
and ending on the 15 day of Sept
A.D. 2006

Patricia Quill

Subscribed and shown to before me
this 20th day of Sept, 2006.

Deborah Green

Notary Public of the State of New York
County of Orange.

DEBORAH GREEN
Notary Public, State of New York
Qualified in Orange County
4984065
Commission Expires July 15, 2007

My commission expires _____

PUBLIC HEARINGS:

ANDREW PERKAL (06-49)

MR. KANE: Request for 76 square foot area and 5 foot height for existing free-standing sign at 436 Blooming Grove Turnpike.

Mr. Andrew Perkal appeared before the board for this proposal.

MR. KANE: Is there anybody here for this particular meeting? Let the record show there's nobody in the audience for the public portion of this hearing. Okay, Andrew, tell us what you want to do.

MR. PERKAL: This is an existing sign that we inherited with this site and we found that afterwards that it was never properly filed for and it exceeds the limits. So what we want to do is the sign's a little bit bare, we want to enhance it and give it a more traditional flavor to keep it in keeping with the renovations that we're doing and we want to stay with the existing square footage, not going to change anything, but we would just want to file for it so we can use it the way it is, it's a two sided sign so the numbers are on the application in terms of what the excess would be.

MR. KANE: It's going in the same location that you have it now?

MR. PERKAL: We're not touching it, sort of leaving it as is.

MR. KANE: And we're cleaning up, getting legal?

MR. PERKAL: Yes.

MR. KANE: Any illumination internally or flashing?

MR. PERKAL: It does have lights inside.

MR. KANE: Non-flashing?

MR. PERKAL: Non-flashing.

MR. KANE: The sign itself along the road doesn't inhibit vision for drivers going up and down Blooming Grove Turnpike?

MR. PERKAL: I have provided photographs to show that it is set back into the property so it's not blocking anything.

MR. KANE: At this point, I will open it up to the public and close it as there's no public tonight and ask Myra how many mailings we had.

MS. MASON: On September 15, I mailed out 87 addressed envelopes and had no response.

MR. KANE: Your project's coming along really nice, building looks like you're really cleaning it up good. I have no problem with it personally. Any other questions from the board? I'll accept a motion then.

MS. GANN: I will offer a motion that we grant Andrew Perkal's request for 76 square foot area and 5 foot height for existing freestanding sign at 436 Blooming Grove Turnpike.

MS. LOCEY: I will second that motion.

ROLL CALL

MS. GANN	AYE
MR. LUNDSTROM	AYE
MS. LOCEY	AYE
MR. TORPEY	AYE
MR. KANE	AYE

August 28, 2006

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ANDREW PERKAL (06-49)

Mr. Andrew Perkal appeared before the board for this proposal.

MR. KANE: Request for 76 square foot area and five foot height for existing free-standing sign at 436 Blooming Grove Turnpike. Come right up here, tell us what you want to do. Please speak loudly enough so this young lady over here can hear you.

MR. PERKAL: We came to this property about a year ago, we have been renovating it, this is the sign that was in place and it seems after I did some research that it was not the proper size and it's never properly filed for so I'm trying to rectify this and to file properly for the sign. What we'd like to do given the size of the parking lot in this general area and I have some pictures for you to look at is to sort of leave the sign as it is, we had to do sets of renovations it seems after we bought it, we don't know it was actually condemned, we had to rebuild it, we want to leave the sign as it is, just sort of enhance it to put it more in keeping with the motif that we've done with the shopping center so it's very bare right now. We want to leave it the way it is and just put like two posts on either side to give it a nicer flavor period feel to it.

(Whereupon, Mr. Krieger entered the room.)

MR. KAEN: Seems like it would go with what you're doing. The only issue that I might have and I'm willing to listen to it you want to raise the height of the sign?

MR. PERKAL: No.

MR. BABCOCK: They want to put a little shed type roof on it.

August 28, 2006

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MR. PERKAL: I made a modification on that, it's actually I want to keep the height the way it is, I changed my mind, can we throw that out? I redesigned and instead of a shed we want to leave the shed just add two posts on either side.

MR. BABCOCK: Is this an extra copy for me?

MS. GANN: This is what we should be looking at?

MR. PERKAL: Exactly.

MR. KANE: All we're dealing with is square footage?

MR. BABCOCK: That's correct.

MR. LUNDSTROM: Size of the sign not going to increase?

MR. PERKAL: No.

MR. LUNDSTROM: What's the total square footage of the sign that's going to be there at the end?

MR. KANE: Proposed 140 square feet.

MR. PERKAL: That's for two signs it will be 70 per sign.

MR. BABCOCK: Yeah, it's 7 foot wide and 10 foot high, it's a square, it's actually got a rounded top.

MR. KANE: Right, we always square off. Any illumination on the light, the sign rather?

MR. PERKAL: Right now the sign is illuminated, we're considering going with the more antique flavor with the bold engraved signs in which case it would be an outside light shining on it rather than the internal.

August 28, 2006

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MR. KANE: No neon?

MR. PERKAL: No, no because we feel it's too modern and we want to keep more traditional.

MR. KANE: Lighting won't be distracting to any cars going up and down 94?

MR. PERKAL: No, it would have to be a light aimed exactly at the sign.

MR. LUNDSTROM: Not going to be flashing?

MR. PERKAL: No.

MR. KANE: Any further questions for the board? I'll accept a motion.

MS. GANN: I'll make a motion that we schedule a public hearing for Andrew Perkal for his request for a 76 square foot area and 5 foot height for existing freestanding sign at 436 Blooming Grove Turnpike.

MR. TORPEY: I will second that motion.

ROLL CALL

MS. GANN	AYE
MR. LUNDSTROM	AYE
MR. TORPEY	AYE
MS. LOCEY	AYE
MR. KANE	AYE

MR. KANE: What we do we hold a preliminary meeting so we can get an idea of what we want to do. At the public hearing, you're going to go through the same kind of questioning but then we'll open it up to the public. Okay?

MR. PERKAL: Thank you very much.



RESULTS OF Z.B.A. MEETING OF: September 25, 2006

PROJECT: New Windsor Group (Porkal) ZBA # 06-49
P.B.# _____

P.B.#

USE VARIANCE: NEED: EAF _____ PROXY _____

LEAD AGENCY: M) _____ S) _____ VOTE: A _____ N _____

GANN _____
LUNDSTROM _____
LOCEY _____
TORPEY _____
KANE _____

CARRIED: Y_____N_____

PUBLIC HEARING: M)_____ **S)**_____ **VOTE: A**____ **N**_____

GANN _____
LUNDSTROM _____
LOCEY _____
TORPEY _____
KANE _____ CARRIED: Y _____ N _____

NEGATIVE DEC: M) _____ S) _____ VOTE: A _____ N _____

GANN _____
LUNDSTROM _____
LOCEY _____
TORPEY _____
KANE _____ CARRIED: Y _____ N _____

APPROVED: M)____S)____ VOTE: A____N____

GANN _____
LUNDSTROM _____
LOCEY _____
TORPEY _____
KANE _____ CARRIED: Y _____ N _____

ALL VARIANCES - PRELIMINARY APPEARANCE:

SCHEDULE PUBLIC HEARING: M)___ S)___ VOTE: A___ N___

GANN _____
LUNDSTROM _____
LOCEY _____
TORPEY _____
KANE _____

CARRIED: Y_____ N_____

PUBLIC HEARING: STATEMENT OF MAILING READ INTO MINUTES ✓
VARIANCE APPROVED: M/G S/L VOTE: A5 N0.

GANN A
LUNDSTROM A
LOCEY A
TORPEY A
KANE A

CARRIED: Y ✓ N

[illegible]

AFFIDAVIT OF MAILING

**ZONING BOARD OF APPEALS: TOWN OF NEW WINDSOR
COUNTY OF ORANGE: STATE OF NEW YORK**

-----X

In the Matter of the Application for Variance of

ANDREW PERKAL

**AFFIDAVIT OF
SERVICE
BY MAIL**

#06-49

X

STATE OF NEW YORK)

) SS:

COUNTY OF ORANGE)

MYRA L. MASON, being duly sworn, deposes and says:

That I am not a party to the action, am over 18 years of age and reside at 67 Bethlehem Road, New Windsor, NY 12553.

That on the 15TH day of **SEPTEMBER, 2006**, I compared the 87 addressed envelopes containing the Public Hearing Notice pertinent to this case with the certified list provided by the Assessor's Office regarding the above application for a variance and I find that the addresses are identical to the list received. I then placed the envelopes in a U.S. Depository within the Town of New Windsor.

Sworn to before me this

Myra L. Mason

Myra L. Mason, Secretary

25th day of September, 2006

J. J. Mead (Gallagher)
Notary Public

JENNIFER MEAD
Notary Public, State Of New York
No. 01ME6050024
Qualified In Orange County
Commission Expires 10/30/ 2006



Town of New Windsor

555 Union Avenue
New Windsor, New York 12553
Telephone: (845) 563-4631
Fax: (845) 563-3101

Assessors Office

September 6, 2006

New Windsor Group, LLC (Andrew Perkal)
65-46 167th Street
Flushing, NY 11365

Re: 46-2-49

ZBA#: 06-49 (87)

Dear Mr. Perkal:

According to our records, the attached list of property owners are within five hundred (500) feet of the above referenced property.

The charge for this service is \$105.00 minus your deposit of \$25.00.

Please remit the balance of \$85.00 to the Town Clerk's Office.

Sincerely,

J. Todd Wiley, IAO
Sole Assessor

JTW/rah
Attachments

CC: Myra Mason, Zoning Board

37-1-52.1
QUALAMAR CORP.
PO BOX 1150
NEWBURGH, NY 12550

37-1-52.2
WILLIAM & DOROTHY SCOTT
8 CEDAR LN.
NEW WINDSOR, NY 12553

37-1-53
VSH REALTY INC.
777 DEDHAM ST.
CANTON, MA 02021

37-1-54
GARNET MANG. CO. INC.
131 JERICO TPKE. STE.105
JERICO, NY 11753

43-1-28
MICHAEL & JENNY HUGHES
19 ST. ANNE DRIVE
NEW WINDSOR, NY 12553

43-1-29
KIM MERI DIGOVANNI &
PHILIP MASCIOLA JR.
17 ST. ANNE DR.
NEW WINDSOR, NY 12553

43-1-30
JOYCE WOTTON
15 ST. ANNE DR.
NEW WINDSOR, NY 12553

43-1-31
RUSSELL & NANCY YOUNG
13 ST. ANNE DR.
NEW WINDSOR, NY 12550

43-1-32
JOHN & CARYN MELE
11 ST. ANNE DR.
NEW WINDSOR, NY 12553

43-1-33
PATRICIA CAMACHO
9 ST. ANNE ST.
NEW WINDSOR, NY 12553

43-1-34
STEPHEN LITTIER
7 ST. ANNE DR.
NEW WINDSOR, NY 12553

43-1-35
DATON, GREGORY, HOEY
SHERRY WICKLINE LIFE EST.
5 ST. ANNE DR.
NEW WINDSOR, NY 12553

43-1-36
JAMES & DORALIES WRIGHT
3 ST. ANNE DR.
NEW WINDSOR, NY 12553

43-1-37
JUAN & LUZ MORALES
1 ST. ANNE DR.
NEW WINDSOR, NY 12553

43-1-38 & 43-1-39 & 43-1-41
LUIS ALDEBOT &
GRACE PANELLA
2 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

43-1-40
KR 412, LLC
412 BLOOMING GROVE TPKE.
NEW WINDSOR, NY 12553

43-1-42
LINDA DINEEN
4 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

43-1-43
ROBERT & ANDREA MURPHY
6 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

43-1-44
JAMES ELY
8 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

43-1-45
PARTICIA MANGAN & KENNETH
STONG
10 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

43-1-46
ALECKS & EMELIE ELIA
12 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

43-1-47
ROBERT & LYNN VANCE
14 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

43-1-48
JACK BROWNE
PO. BOX 4310
NEW WINDSOR, NY 12553

43-1-49
JEAN GRUNEWALD &
ANDREA HOLLAND
18 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

43-1-50
DANE LEROY &
JUDY COLEMAN
2 SPRING ROCK RD.
NEW WINDSOR, NY 12553

43-1-53
JUSTIN & JENNIFER DEFABIO
4 SPRING ROCK RD.
NEW WINDSOR, NY 12553

43-1-54
THOMAS & KIM SCHLETT
6 SPRING ROCK RD.
NEW WINDSOR, NY 12553

43-1-55
DINO FRATTO
8 SPRING ROCK RD.
NEW WINDSOR, NY 12553

43-1-56
LOUIS & LOUISE PISANO
16 ONA LN.
NEW WINDSOR, NY 12553

43-1-57
MARGARET TOBIN
12 SPRING ROCK RD.
NEW WINDSOR, NY 12553

43-1-58
LOIS LYON
2 CHIMNEY CORNER RD.
NEW WINDSOR, NY 12553

80-1-7
MICHAEL & KAREN POSPISIL
203 BUTTERHILL DR.
NEW WINDSOR, NY 12553

80-1-16
BORIS &
CHRISTINA LONKEWYCZ
33 GUERNSEY DR.
NEW WINDSOR, NY 12553

80-1-38
VICTOR & MARIA PERE
64 GUERNSEY DR.
NEW WINDSOR, NY 12553

80-1-39
RANDOLPH & PEGGY WOLFE
62 GUERNSEY DR.
NEW WINDSOR, NY 12553

80-1-40
JOHN & TINA REILLY
60 GUERNSEY DR.
NEW WINDSOR, NY 12553

80-1-41
JAIME & MARA PERICO
58 GUERNSEY DR.
NEW WINDSOR, NY 12553

80-1-42
ALEXANDER &
SHARINE PERICO
56 GUERNSEY DR.
NEW WINDSOR, NY 12553

80-1-43
TERESA ALBAUGH
201 BUTTERHILL DR.
NEW WINDSOR, NY 12553

80-4-1
BRIAN & KATHLEEN DOYLE
202 BUTTERHILL DR.
NEW WINDSOR, NY 12553

46-1-12
JOSEPH &
CYNTHIA BOTTALI
4 SPIT TREE DR.
NEW WINDSOR, NY 12553

43-1-13
WILLIAM & MARY DICKMAN
6 SPLIT TREE DR.
NEW WINDSOR, NY 12553

46-2-8
EDWINA MARSHALL
4 STONE LEDGE LN.
NEW WINDSOR, NY 12553

46-2-9
JOSEPH & SALLY SANTO
6 STONE LEDGE LN.
NEW WINDSOR, NY 12553

46-2-10
GLADYS NUNEZ
8 STONE LEDGE LN.
NEW WINDSOR, NY 12553

46-2-11
WILLIAM &
CHRISTINE JOHNSEN
9 STONE LEDGE LN.
NEW WINDSOR, NY 12553

46-2-12
PAUL & HISAKO ROACH
7 STONE LEDGE LN.
NEW WINDSOR, NY 12553

46-2-13
ANH THI TRAN &
KHOA VAN PHAM
5 STONE LEDGE LN.
NEW WINDSOR, NY 12553

46-2-14
COLLEEN HELLY
3 STONE LEDGE LN.
NEW WINDSOR, NY 12553

46-2-15
MICHAEL & FRANCES DUNN
1 STONE LEDGE LN.
NEW WINDSOR, NY 12553

46-2-16
WILLIAM & MARY O'KEEFE
5 SPLIT TREE DR.
NEW WINDSOR, NY 12553

46-2-17
PAUL CLARKE
3 SPLIT TREE DR.
NEW WINDSOR, NY 12553

46-2-18
EUGENE FERRARO &
EDWARD POPPITI
1 SPLIT TREE DR.
NEW WINDSOR, NY 12553

46-2-19
STEVEN KIEVA &
EILEEN ACOSTA
13 SPRING ROCK RD.
NEW WINDSOR, NY 12553

46-2-20
THOMAS &
BARBARA BEHNEY
11 SPRING ROCK RD.
NEW WINDSOR, NY 12553

46-2-21
CARL SHILLER &
YINGYI CHU
6 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-22
SIDNEY AND EDNA WEINHEIM
8 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-23
CHRISTOPHER &
MAUREEN CLAYTON
10 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-24
PATRICIA GUTTILLA
12 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-25
LOUIS & SUZANNE DAWES
14 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-26
LYNNE HERTER &
DAVID DEWITT
15 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-27
JOHN MURPHY &
TRACEY FINN
13 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-28
LYNN MILLS WOLFINGER
11 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-29
DEMETRA PERDIKAKIS
9 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-30
THOMAS & PEGGY SCALLI
7 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-31
JOHN & BARBRA BALDWIN
5 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-32
STEPHEN & EILEEN POWER
3 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-33
MICHAEL CESTONE &
MAUREEN BRYAN
1 HORSESHOE BEND
NEW WINDSOR, NY 12553

46-2-34
GERALD & ANN O'DONNELL
7 SPRING ROCK RD.
NEW WINDSOR, NY 12553

46-2-35
JOSE & BERTA CASTANEDA
17 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

46-2-36
THEODORE &
PEGGY JO MARSDEN
15 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

46-2-37
PAUL &
BARBARA RODRIQUEZ
P.O. BOX 4621
NEW WINDSOR, NY 12553

46-2-38
VINCENT & PATTI CERCHIARA
11 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

46-2-39
CYNTHIA COMBEST
9 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

46-2-40
FRANCIS &
MARIANN LIPPOLIS
2 HOBNAIL CT.
NEW WINDSOR, NY 12553

46-2-41
ANTONIO & FLOR RONCAL
4 HOBNAIL CT.
NEW WINDSOR, NY 12553

46-2-42
EDWIN SUAZO
5 HOBNAIL CT.
NEW WINDSOR, NY 12553

46-2-43
KAREN DOUGLAS
3 HOBNAIL CT.
NEW WINDSOR, NY 12553

46-2-44
EDWARD & RUTH HEITLER
1 HOBNAIL CT.
NEW WINDSOR, NY 12553

46-2-45
WILLIAM WEINBERG
3 HEARTHSTONE WAY
NEW WINDSOR, NY 12553

46-2-47
ARIF & NAZNEEN MUSLIM
418 BLOOMING GROVE TPKE.
NEW WINDSOR, NY 12553

46-2-48
HELEN BUNT
422 BLOOMING GROVE TPKE.
NEW WINDSOR, NY 12553

46-2-50.1
PETER & DANIEL BLOOM
530 BLOOMING GROVE TPKE.
NEW WINDSOR, NY 12553

46-2-50.2
PLANNED PARENTHOOD
532 BLOOMINGGROVE TPKE.
NEW WINDSOR, NY 12553

46-2-50.31
LOUIS CAPP
534 BLOOMING GROVE TPKE.
NEW WINDSOR, NY 12553

46-2-56.2, 46-2-58.2, 59.2, 61.2, 64.2, 46-2-65.2, 66.2, 67
BRONFMAN FISHER REAL EST.
106 WASHINGTON AVE.
SPRING VALLEY, NY 10997

46-2-60
NUMBER ONE SHRD, INC.
520 BLOOMING GROVE TPKE.
NEW WINDSOR, NY 12553

PUBLIC HEARING NOTICE
ZONING BOARD OF APPEALS
TOWN OF NEW WINDSOR

PLEASE TAKE NOTICE that the Zoning Board of Appeals of the TOWN OF NEW WINDSOR, New York, will hold a Public Hearing on the following Proposition:

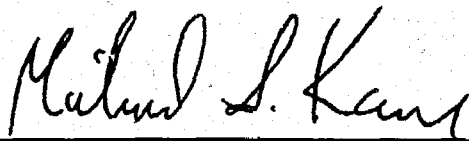
Appeal No. 06-49

Request of ANDREW PERKAL

for a VARIANCE of the Zoning Local Law to Permit:

Request for 76 sq. ft. area and 5 ft. height for existing free-standing sign at 436 Blooming Grove Tpk. in and NC Zone (46-2-49)

PUBLIC HEARING will take place on SEPTEMBER 25, 2006
at the New Windsor Town Hall, 555 Union Avenue, New Windsor, New York
beginning at 7:30 P.M.

A handwritten signature in cursive script, reading "Michael S. Kane". The signature is written in dark ink and is positioned above a horizontal line.

Michael Kane, Chairman



RESULTS OF Z.B.A. MEETING OF: August 28, 2006

PROJECT: New Windsor Shoup (Andrew Perkal) ZBA # 06-49
P.B.# _____



USE VARIANCE: _____ NEED: EAF _____ PROXY _____

LEAD AGENCY: M) _____ S) _____ VOTE: A _____ N _____

GANN _____
LUNDSTROM _____
LOCEY _____
TORPEY _____
KANE _____ CARRIED: Y _____ N _____

PUBLIC HEARING: M) _____ S) _____ VOTE: A _____ N _____

GANN _____
LUNDSTROM _____
LOCEY _____
TORPEY _____
KANE _____ CARRIED: Y _____ N _____

NEGATIVE DEC: M) _____ S) _____ VOTE: A _____ N _____

GANN _____
LUNDSTROM _____
LOCEY _____
TORPEY _____
KANE _____ CARRIED: Y _____ N _____

APPROVED: M) _____ S) _____ VOTE: A _____ N _____

GANN _____
LUNDSTROM _____
LOCEY _____
TORPEY _____
KANE _____ CARRIED: Y _____ N _____

ALL VARIANCES - PRELIMINARY APPEARANCE:

SCHEDULE PUBLIC HEARING: M) 6 S) 1 VOTE: A 5 N 0

GANN A
LUNDSTROM A
LOCEY A
TORPEY A
KANE A

CARRIED: Y _____ N _____

PUBLIC HEARING: _____ STATEMENT OF MAILING READ INTO MINUTES _____
VARIANCE APPROVED: M) _____ S) _____ VOTE: A _____ N _____.

GANN _____
LUNDSTROM _____
LOCEY _____
TORPEY _____
KANE _____

CARRIED: Y _____ N _____.

Remove Ht. Variance

TOWN OF NEW WINDSOR

REQUEST FOR NOTIFICATION LIST

CHECKED BY MYRA: 08-29-2006 mm

DATE: **08-29-2006**

PROJECT NUMBER: ZBA# 06-49 P.B. # _____

APPLICANT NAME: NEW WINDSOR GROUP LLC

PERSON TO NOTIFY TO PICK UP LIST:

New Windsor Group LLC (Andrew Perkal)

65-46 167th Street

Flushing, NY 11365

TELEPHONE: 718-961-6455 (Andrew Perkal)

TAX MAP NUMBER: SEC. 46 BLOCK 2 LOT 49
SEC. _____ BLOCK _____ LOT _____
SEC. _____ B LOCK _____ LOT _____

PROPERTY LOCATION: 436 Blooming Grove Tpk
New Windsor, NY

LIST OF PROPERTY OWNERS WITHIN 500 FT. FOR SITE PLANS/SUBDIVISION _____
(IS NOT PREPARED ON LABELS)

THIS LIST IS BEING REQUESTED BY:

NEW WINDSOR PLANNING BOARD: _____

SITE PLAN OR SUBDIVISION: (ABUTTING AND ACROSS ANY STREET _____)

SPECIAL PERMIT ONLY: (ANYONE WITHIN 500 FEET)

AGRICULTURAL DISTRICT:
(ANYONE WITHIN THE AG DISTRICT WHICH IS WITHIN 500'
OF SITE PLAN OR SUBDIVISION PROJECT)

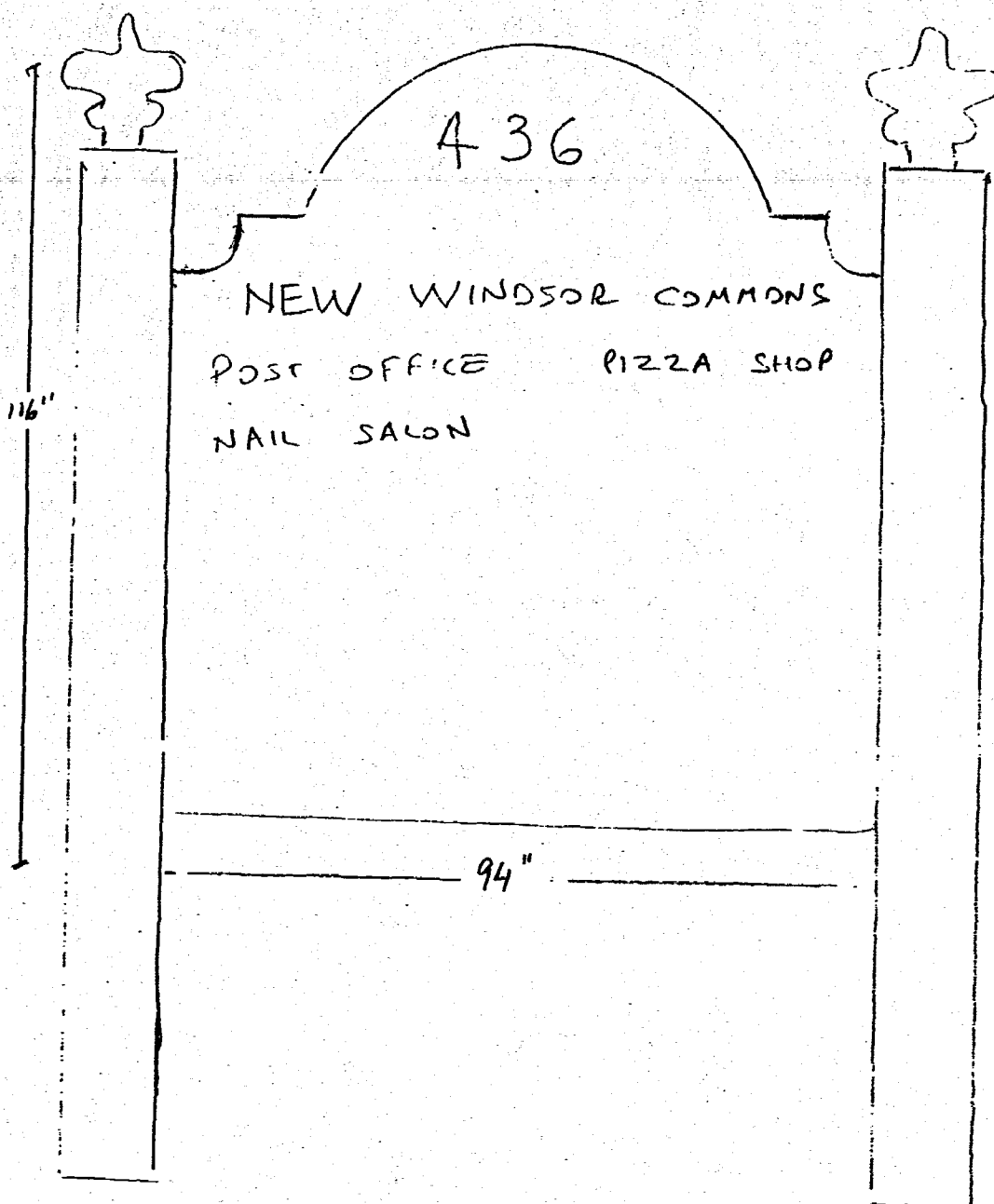
NEW WINDSOR ZONING BOARD XXX

LIST WILL CONSIST OF ALL PROPERTY WITHIN 500 FEET OF PROJECT XXX

◆ ◆

AMOUNT OF DEPOSIT: **25.00** CHECK NUMBER: **317**

TOTAL CHARGES: _____





**TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS**



APPLICATION FOR VARIANCE

8/1/06
Date

Application Type: Use Variance ☐ Area Variance ☐
Sign Variance ☒ Interpretation ☐

I. **Owner Information:** Phone Number: (718) 961-6455
New Windsor Group LLC Fax Number: (206) 203-2931
(Name)
65-46 167 St. Flushing NY 11365
(Address)

II. **Applicant:** Phone Number: () SAME ↑
ANDREW PERKAL Fax Number: ()
(Name)
SAME ↑
(Address)

III. **Forwarding Address, if any, for return of escrow:** Phone Number: ()
Fax Number: ()
(Name) SAME
(Address)

IV. **Contractor/Engineer/Architect/Surveyor/:** Phone Number () 565-0055
Fax Number: ()
Joseph Minuta
(Name)
(Address)

V. **Property Information:**

Zone: NC Property Address in Question: 436 Blooming Grove Lpk.
Lot Size: _____ Tax Map Number: Section 46 Block 2 Lot 49
a. What other zones lie within 500 feet? _____
b. Is pending sale or lease subject to ZBA approval of this Application? _____
c. When was property purchased by present owner? MARCH '05
d. Has property been subdivided previously? _____ If so, When: _____
e. Has an Order to Remedy Violation been issued against the property by the
Building/Zoning/Fire Inspector? _____
f. Is there any outside storage at the property now or is any proposed? _____

******PLEASE NOTE:*******

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF SUBMITTAL.

COMPLETE THIS PAGE ☐

**OWN OF NEW WINDSOR
ZONING BOARD OF APPEALS**

APPLICATION FOR VARIANCE - continued

X. SIGN VARIANCE:

- (a) Variance requested from New Windsor Zoning Local Law,
Section _____, Supplementary Sign Regulations

	<u>Requirements</u>	<u>Proposed or Available</u>	<u>Variance Request</u>
Sign #1	64 sq. ft. 15 ft	140 sq. ft. 20 ft	76 sq. ft. 5 ft ht
Sign #2			
Sign #3			
Sign #4			

- (b) Describe in detail the sign(s) for which you seek a variance, and set forth your reasons for requiring extra or oversized signs.

We are seeking a variance for the existing pylon sign which was never taken care of before. We would like to get a permit for the sign whose proportions seem appropriate given the size of the lot. In addition we propose to add 2 posts and finials which would be more in keeping with the traditional colonial motif we are trying to achieve. (see sketch)

- (c) What is total area in square feet of all signs on premises including signs on windows, face of building and freestanding signs _____?

XI. INTERPRETATION:

- (a) Interpretation requested of New Windsor Zoning Local Law,
Section _____

- (b) Describe in detail the proposal before the Board:

PLEASE NOTE:

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF SUBMITTAL.

XII. ADDITIONAL COMMENTS:

- (a) Describe any conditions or safeguards you offer to ensure that the quality of the zone and neighboring zones is maintained or upgraded and that the intent and spirit of the New Windsor Zoning Local Law is fostered. (Trees, landscaped, curbs, lighting, paving, fencing, screening, sign limitations, utilities, drainage.)
- _____
- _____

XIII. ATTACHMENTS REQUIRED:

- ☐ Copy of contract of sale, lease or franchise agreement. Copy of deed and title policy.
- ☐ Copy of site plan or survey (if available) showing the size and location of the lot, buildings, facilities, utilities, access drives, parking areas, trees, landscaping, fencing, screening, signs, curbs, paving and streets within 200 ft. of the lot in question.
- ☐ Copies of signs with dimensions and location.
- ☐ Three checks: (each payable to the TOWN OF NEW WINDSOR)
- ☐ One in the amount of \$ ~~100.00~~ or 500.00 (escrow)
- ☐ One in the amount of \$ 50.00 or 150.00 (application fee)
- ☐ One in the amount of \$ 25.00 (Public Hearing List Deposit)
- ☐ Photographs of area that variance(s) is/are being requested for showing relationship to property lines (5 or 6) from several angles. (IF SUBMITTING DIGITAL PHOTOS PRINTED FROM COMPUTER - PLEASE SUBMIT FOUR (4) SETS OF THE PHOTOS.)

XIV. AFFIDAVIT.

STATE OF NEW YORK)

) SS.:

COUNTY OF ORANGE)

The undersigned applicant, being duly sworn, deposes and states that the information, statements and representations contained in this application are true and accurate to the best of his/her knowledge or to the best of his/her information and belief. The applicant further understands and agrees that the Zoning Board of Appeals may take action to rescind any variance granted if the conditions or situation presented herein are materially changed.

Sworn to before me this:

2nd day of August 2006.

Andrew Perkal
Owner's Signature (Notarized)

ANDREW PERKAL
Owner's Name (Please Print)

Deborah Green

DEBORAH GREEN

Signature and Stamp of Notary Notary Public, State of New York
Qualified in Orange County

4934065

Commission Expires July 15, 2007

Applicant's Signature (If not Owner)

PLEASE NOTE:

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF SUBMITTAL.

COMPLETE THIS PAGE ☐

PROJECT I.D. NUMBER

617.21

SEQR

Appendix C

State Environmental Quality Review

SHORT ENVIRONMENTAL ASSESSMENT FORM

For UNLISTED ACTIONS Only

PART I—PROJECT INFORMATION (To be completed by Applicant or Project sponsor)

1. APPLICANT /SPONSOR <u>New Windsor Group LLC</u>	2. PROJECT NAME <u>NEW WINDSOR</u>
3. PROJECT LOCATION: Municipality <u>NEW WINDSOR</u> County <u>ORANGE</u>	
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map) <u>436 BLOOMING GROVE PARK</u> <u>NEW WINDSOR NY 12553</u>	
5. IS PROPOSED ACTION: <input type="checkbox"/> New <input type="checkbox"/> Expansion <input checked="" type="checkbox"/> Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: <u>Application for septic permit</u>	
7. AMOUNT OF LAND AFFECTED: Initially _____ acres Ultimately _____ acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input type="checkbox"/> Yes <input type="checkbox"/> No If No, describe briefly	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? <input type="checkbox"/> Residential <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input type="checkbox"/> Park/Forest/Open space <input type="checkbox"/> Other Describe: <u>STORES</u>	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, list agency(s) and permit/approvals	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, list agency name and permit/approval	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE	
Applicant/sponsor name: <u>ANDREW PERICAK</u>	Date: <u>8/2/06</u>
Signature: <u>[Signature]</u>	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

OVER

PART II—ENVIRONMENTAL ASSESSMENT (To be completed by Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.12? If yes, coordinate the review process and use the FULL EAF.	
<input type="checkbox"/> Yes <input type="checkbox"/> No	
B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.8? If No, a negative declaration may be superseded by another involved agency.	
<input type="checkbox"/> Yes <input type="checkbox"/> No	
C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)	
C1. Existing air quality; surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:	
C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:	
C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:	
C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:	
C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:	
C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:	
C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:	
D. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?	
<input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, explain briefly	

PART III—DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed.

<input type="checkbox"/> Check this box if you have identified one or more potentially large or significant adverse impacts which MAY occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.	
<input type="checkbox"/> Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action WILL NOT result in any significant adverse environmental impacts AND provide on attachments as necessary, the reasons supporting this determination:	
<hr/>	
Name of Lead Agency	
<hr/>	
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
<hr/>	<hr/>
Signature of Responsible Officer in Lead Agency	Signature of Preparer (If different from responsible officer)
<hr/>	<hr/>
Date	
<hr/>	



TOWN OF NEW WINDSOR

06-49

555 UNION AVENUE
NEW WINDSOR, NY 12553
(845) 563-4615 (MYRA MASON)



ZONING BOARD PROCEDURES

PLEASE READ AND COMPLETE THE ATTACHED APPLICATION FORMS WHERE IT APPLIES TO YOUR SITUATION (LOOK FOR HIGHLIGHT IN BOX IN LOWER RIGHT CORNER OF EACH PAGE) AND RETURN TO MYRA MASON (845-563-4615) AT THE ZONING BOARD OFFICE (LOCATED IN THE PLANNING BOARD & ENGINEERING OFFICE IN TOWN HALL) WITH THREE CHECKS MADE PAYABLE TO "THE TOWN OF NEW WINDSOR" AS FOLLOWS:

RESIDENTIAL: (Three Separate Checks Please)

APPLICATION FEE:	\$ 50.00
*ESCROW:	\$300.00
** <u>DEPOSIT</u> FOR PUBLIC HEARING LIST:	\$ 25.00

MULTI-FAMILY: (Three Separate Checks Please)

APPLICATION FEE:	\$150.00
*ESCROW:	\$500.00
** <u>DEPOSIT</u> FOR PUBLIC HEARING LIST:	\$ 25.00

COMMERCIAL: (Three Separate Checks Please)

APPLICATION FEE:	\$150.00
*ESCROW:	\$500.00
** <u>DEPOSIT</u> FOR PUBLIC HEARING LIST:	\$ 25.00

INTERPRETATION: (Three Separate Checks Please)

APPLICATION FEE:	\$150.00
*ESCROW:	\$500.00
** <u>DEPOSIT</u> FOR PUBLIC HEARING LIST:	\$ 25.00

UPON RECEIPT OF ALL APPLICABLE PAPERWORK AND CHECKS, YOU WILL BE SCHEDULED FOR THE NEXT AVAILABLE AGENDA FOR YOUR "PRELIMINARY MEETING". YOU DO NOT NEED YOUR PUBLIC HEARING LIST OR ENVELOPES FOR THIS FIRST (PRELIMINARY) MEETING.

*

ESCROW

IS TO COVER OUTSIDE PROFESSIONAL FEES SUCH AS ZBA ATTORNEY FEE, MINUTES OF YOUR PORTION OF THE MEETING, LEGAL ADS, ETC. THE BALANCE WILL BE RETURNED TO YOU UPON CLOSING FILE.

LIST OF PROPERTY OWNERS
WITHIN 500 FT. RADIUS OF
PROPERTY IN QUESTION:

APPROXIMATE COST FOR
PUBLIC HEARING LIST:

1-10 NAMES	25.00
11-20 NAMES	35.00
21-30 NAMES	45.00
31-40 NAMES	55.00
41-50 NAMES	65.00
51-60 NAMES	75.00
61-70 NAMES	85.00
71-80 NAMES	95.00
81-90 NAMES	105.00
91-100 NAMES	115.00

ANYTHING OVER 100 NAMES
IS \$1.00 EA. ADDITIONAL
NAME